P R 071813Z APR 08 FM SECSTATE WASHDC TO AMEMBASSY BERN PRIORITY INFO MISSILE TECHNOLOGY CONTROL REGIME COLLECTIVE

S E C R E T STATE 035867

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E.O. 12958: DECL: 04/07/2033

TAGS: PARM MTCRE PREL MNUC ETTC SZ IR

SUBJECT: (S) RESPONDING TO SWISS REQUEST FOR ADDITIONAL INFORMATION ON TRANSFER OF SCHAUBLIN LATHES TO IRAN

REF: A. STATE 13055 1B. BERN 131

Classified By: ISN/MTR DIRECTOR PAM DURHAM FOR REASONS 1.4 (B), (D), AND (H).

- $\underline{1}1.$ (U) This is an action request. Please see paragraph 6.
- 12. (S) Background: In Ref A, we advised Swiss officials of information indicating that in July 2006, the Swiss firm Schaublin Machines SA sold a model 180-CCN high-precision lathe to Iran's Schiller Novin an entity with a history of procuring items on behalf of Iran's defense industry for ultimate end-use by Iran's Hamid Die Manufacturing Co. We also informed Swiss officials that although this activity took place in 2006, there exists a possibility that Schaublin could be sanctioned pursuant to the Iran, North Korea and Syria Nonproliferation Act (INKSNA).
- ¶3. (S) In response, the GOS provided a non-paper (Ref B) indicating that Schaublin did export machine tools to Iran in 2006, and that the shipments in question were examined and approved by the Swiss State Secretariat for Economic Affairs (SECO). Swiss

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officials explained that at the time of the licensing process, Switzerland had no information implicating Hamid Die Manufacturing played any role in Iran's ballistic missile program, and requested additional information on the subject. (Note: The Swiss response also indicated that the company is required to submit all planned exports to Iran and Pakistan - whether they are subject to international export controls or not - for review by Swiss authorities. End note.)

- (S//Rel Switzerland) Objectives: We want to advise the Swiss that although we do not have enough information on Hamid Die Manufacturing to confirm their involvement in Iran's ballistic missile program, our primary concern in this case is the Iranian entity Schiller Novin. As noted in Ref A, Schiller Novin has acted as a supplier to Iranian defense-related entities in the past - including to the Shahid Hemmat Industrial Group (SHIG), Iran's primary developer of liquid-fueled ballistic missiles. (Note: In October 2006, Switzerland submitted two MTCR catch-all denial notifications on proposed exports to Iranian end-users via Schiller Novin based on the risk of diversion to the Iranian missile program. In December 2006, Switzerland issued another catch-all denial notification concerning an export of precision tools through Schiller Novin. End note.)
- 15. (S//Rel Switzerland) We also want to provide Swiss officials with additional details on the reporting requirements of the Iran, North Korea and Syria Nonproliferation Act (INKSNA), which were touched upon in Ref A talking points. The relevant text of the INKSNA requires periodic reports to the U.S. Congress

identifying every "foreign person" with respect to whom there is "credible information indicating that" the person, on or after January 1, 1999, transferred to or acquired from Iran goods, services or technology on multilateral control lists (e.g., Nuclear Suppliers Group, Missile Technology Control Regime, Australia Group, or Wassenaar Arrangement) or goods, services or technology of the same kind as those on multilateral control lists, which have the potential to make a material contribution to WMD or cruise or ballistic missile systems. In this case, the model 180-CCNlathe Schaublin sold to Schiller Novin is assessed to be controlled by the Wassenaar Arrangement and possibly also by the Nuclear Suppliers Group.
Accordingly, INKSNA requires this transfer to be reported to Congress. (Note: The INKSNA reporting requirement does not turn on the identity of the specific end-user. Under INKSNA, all/all transfers to Iran of items on multilateral control lists must be reported. End note.) The decision whether to impose sanctions will be made separately, and any information provided to the U.S. by $Switzerland\ regarding\ this$ case will be taken into account as part of the sanctions review. Such information could include enforcement actions taken by the Swiss government to prevent future such transfers by Schaublin to Iranian entities of concern.

- 16. (U) Action Request: Department requests Embassy Bern approach appropriate host government officials and, drawing on information in paragraph 4, provide Swiss officials with information explaining U.S. concerns about the transfer of the Schaublin lathe to Schiller Novin. Post should also share information provided in paragraph 5 on the Iran, North Korea and Syria Nonproliferation Act. Please report any response.
- 17. (U) Please contact ISN/MTR's John Paul Herrmann with any questions or follow-up issues related to this case (202-647-1430 herrmannjp@state.sgov.gov) and slug reporting on this issue for ISN/MTR.

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End Cable Text